

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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EUGENE JOHNSON and EVELYN HOUSER :
on behalf of themselves and others similarly :
situated, :

Plaintiffs, :

- against - :

GARY LOCKE, Secretary, United States :
Department of Commerce, :

Defendant. :

10 Civ. 3105 (FM)

ECF CASE

NOTICE OF MOTION

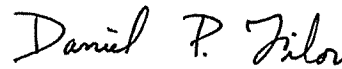
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PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendant's Motion to Dismiss the Complaint, the Declaration of Kathryn H. Anderson, dated July 15, 2010, and the accompanying exhibits, the Defendant, Gary Locke, Secretary of the United States Department of Commerce, by its attorney, Preet Bharara, United States Attorney for the Southern District of New York, will move this Court for an order dismissing the Complaint. Pursuant to the Court's order dated June 28, 2010, plaintiffs shall file and serve their response to Defendant's motion by August 13, 2010, and Defendant may file and serve a reply by August 27, 2010.

Dated: New York, New York
July 16, 2010

PREET BHARARA

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